IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

THURSDAY, THE TWENTY SEVENTH DAY OF DECEMBER
TWO THOUSAND AND SEVEN

PRESENT

THE HON'BLE SRI JUSTICE C.Y.SOMAYAJULU

WRIT PETITION No.8810 OF 2001

Between:

Kausara Begum and others.

.... PETITIONERS

AND

Municipal Corporation of Hyderabad,
Rep. by its Commissioner, Tank Bund,
Hdyerabad, and another.

....RESPONDENTS

THE HON'BLE SRI JUSTICE
C.Y.SOMAYAJULU

WRIT PETITION NO.8810 OF 2001

O R D E R

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Alleging that the respondents are high-handedly trying to remove the structures constructed by them in 5983.5 square yards forming part of H.Nos.9-3-125/289,
9-3-125/287, 9-3-125/287, 9-3-125/291, 9-3-125/288 and 9-3-125/287 respectively at Shatamnagar, Near Mohammadi Lines, Tolichowki, Hyderabad, the petitioners filed this petition seeking a direction to the respondents not to demolish their structures.

A learned Judge of this Court while admitting the writ petition, granted direction to the respondents not to dismantle the houses of the petitioners or any portion thereof till further orders vide orders dated 27.04.2001 in WPMP No.11194 of 2001. The respondents did not file counter in the writ petition till today, though the writ petition was filed in the year 2001.

After having heard the learned counsel for the petitioners and the learned Standing Counsel for respondents, since there is nothing on record to show that the respondents gave any notice of demolition of the structures of the petitioners on the ground that the structures raised by them are an encroachment or in violation

of the Building Rules, I am disposing of this petition with a direction to the respondents not to demolish the structures belonging to the petitioners without following the due process of law. No order as to costs.

JUSTICE C.Y.SOMAYAJULU

27th DECEMBER, 2007

PGS

THE HONOURABLE SRI JUSTICE
C.Y.SOMAYAJULU

W.P.NO.8810 OF 2001

27TH DECEMBER, 2007